

## **Kentucky State Board of Hairdressers and Cosmetologist**

### *Board Meeting Minutes*

September 8, 2014

The meeting of the Kentucky State Board of Hairdressers and Cosmetologists was called to order on Monday, September 8, 2014, at 9:15AM by Chair Bea Collins. The meeting was held at the office of the Board, 111 St. James Court, Frankfort, KY 40601. The members present were Bea Collins, Becky Taylor and Diana Ross. Charles Lykins, Administrator, was also present. Cheryl Lalonde, AAG, was present.

Becky Taylor made a motion to approve the Agenda. Diana Ross seconded the motion and the motion carried unanimously.

Becky Taylor made a motion to approve the Additional Items. Diana Ross seconded the motion and the motion carried unanimously.

Becky Taylor made a motion to approve the Minutes from the June 2, 2014 Board Meeting. Diana Ross seconded the motion and the motion carried unanimously.

Becky Taylor made a motion to approve the Special Board Minutes from the June 16, 2014 Board Meeting. Diana Ross seconded the motion and the motion carried unanimously.

Becky Taylor made a motion to approve the Financial Statements from May through July 2014. Diana Ross seconded the motion and the motion carried unanimously.

Becky Taylor made a motion to approve the Recap Statements from May through July 2014. Diana Ross seconded the motion and the motion carried unanimously.

### **Communication**

There was no communication to consider.

### **Requests**

Lisa Sweet – Becky Taylor made a motion to approve the extension request with the condition that she must examine by January 2015. Diana Ross seconded the motion and the motion carried unanimously.

Carla Smalls – Becky Taylor made a motion to approve the extension request with the condition that she must examine by April 2015. Diana Ross seconded the motion and the motion carried unanimously.

Robert Hollis – Diana Ross made a motion to approve the extension request with the condition that he must examine by February 2015. Becky Taylor seconded the motion and the motion carried unanimously.

Malory Obanion – Diana Ross made a motion to approve the extension request with the condition that she must examine by January 2015. Becky Taylor seconded the motion and the motion carried unanimously.

Tabitha Parrish – Diana Ross made a motion to approve the extension request with the condition that she must examine by April 2015. Becky Taylor seconded the motion and the motion carried unanimously.

### **Felony Convictions**

Charles Stidham Jr. – Becky Taylor made a motion to deny. Diana Ross seconded the motion and the motion carried unanimously.

Kimberly McCarley – Diana Ross made a motion to approve. Becky Taylor seconded the motion and the motion carried unanimously.

Leanna Reece – Becky Taylor made a motion to approve. Diana Ross seconded the motion and the motion carried unanimously.

Melissa Gollihue – Diana Ross made a motion to approve. Becky Taylor seconded the motion and the motion carried unanimously.

Latoyya Lindsey – Becky Taylor made a motion to approve. Diana Ross seconded the motion and the motion carried unanimously.

Jamie Clemons – Becky Taylor made a motion to approve. Diana Ross seconded the motion and the motion carried unanimously.

Ashley Bell – Becky Taylor made a motion to approve. Diana Ross seconded the motion and the motion carried unanimously.

Shelly Armand – Becky Taylor made a motion to approve. Diana Ross seconded the motion and the motion carried unanimously.

Rachael Collins – Diana Ross made a motion to approve. Diana Ross seconded the motion and the motion carried unanimously.

## **New Business**

Update U. S. Department of Education requirements for State Authorization Requirements – The information was considered and discussed; no action required.

Approval of KBHC website platform support – Becky Taylor made a motion to approve. Diana Ross seconded the motion and the motion carried unanimously.

Agreed Orders processed during June through August – The information was considered and discussed; no action required.

## **Additional Items**

Cheryl Ann (Schulte) Rayborn - Diana Ross made a motion to approve the extension request for one more sitting of the failed portion of the exam due to documentation provided. Becky Taylor seconded the motion and the motion carried unanimously.

## **Unfinished Business**

There was no Unfinished Business to consider.

## **Cases**

Becky Taylor made a motion to go into closed session pursuant to KRS 61.810 (1) (c) & (j) to discuss proposed or pending litigation and to deliberate regarding individual adjudications. Kay Swanner seconded the motion and the motion carried unanimously.

Becky Taylor made a motion to go into open session. Diana Ross seconded the motion and the motion carried unanimously.

Case 1 – Diana Ross made a motion to dismiss due to insufficient evidence. Becky Taylor seconded the motion and the motion carried unanimously.

Case 2 – Diana Ross made a motion to send a cease and desist order. Becky Taylor seconded the motion and the motion carried unanimously.

Case 3 – Diana Ross made a motion to continue the case to obtain more information. Becky Taylor seconded the motion and the motion carried unanimously.

Case 4 – Diana Ross made a motion to send a cease and desist letter and dismiss the complaint due to insufficient evidence. Becky Taylor seconded the motion and the motion carried unanimously.

Case 5 – Diana Ross made a motion to dismiss due to insufficient evidence. Becky Taylor seconded the motion and the motion carried unanimously.

Case 6 –Diana Ross made a motion to dismiss due to insufficient evidence. Becky Taylor seconded the motion and the motion carried unanimously.

Case 7 – Diana Ross made a motion to issue an Agreed Order to the Owner/Manager with a fine of \$125 for a first offense of sanitation including a cease and desist for waxing. Becky Taylor seconded the motion and the motion carried unanimously.

Case 8 – Diana Ross made a motion to issue Agreed Orders to the owner and the manager with fines of \$125 each for first offense sanitation violations. Becky Taylor seconded the motion and the motion carried unanimously.

Case 9 – Diana Ross made a motion dismiss due to insufficient evidence. Becky Taylor seconded the motion and the motion carried unanimously.

Case 10 – Diana Ross made a motion to dismiss due to insufficient evidence (Board notified by instructor). Becky Taylor seconded the motion and the motion carried unanimously.

Case 11 – Diana Ross made a motion to issue an Agreed Order to the owner/manager with a fine of \$750 (\$250 fines for both persons engaged in unlicensed practice and a fine of \$250 for unprofessional conduct ). Becky Taylor seconded this motion and the motion carried unanimously.

Case 12 – Diana Ross made a motion to issue Agreed Orders with fines of: \$500 to the owners for a second offense of an unlicensed person working in a salon; \$250 to the manager for a first offense of an unlicensed person working in the salon; and \$500 to the cosmetologist for a second offense working without a license. Becky Taylor seconded the motion and the motion carried unanimously.

Case 13 – Diana Ross made a motion to issue an Agreed Order to the owner/manager with a fine of \$500 for a second offense of an unlicensed person working in a salon and a cease and desist to the unlicensed person. Becky Taylor seconded the motion and the motion carried unanimously.

Case 14 – Diana Ross made a motion to issue Agreed Orders: to the owner with a fine of \$500 (\$250 for both persons engaged in unlicensed practice; to the manager a fine of \$1000 (third offense fine of \$500 for both persons engaged in unlicensed practice) and a 10 day suspension of the manager's personal license. The salon must name a new manager for the period of suspension or they must apply for a nail salon license if they can not obtain a cosmetologist as manager. Becky Taylor seconded this motion and the motion carried unanimously.

Case 15 – Diana Ross made a motion to issue Agreed Orders: to the owner with a \$750 fine (\$500 fine for a second offense of an unlicensed person working in the salon and \$250 fine for unprofessional conduct); and to the manager a fine of \$750 (\$500 fine for a third offense of an unlicensed person working in the salon and \$250 fine for

unprofessional conduct) and a ten day suspension of the manager's personal license. Becky Taylor seconded the motion and the motion carried unanimously.

Case 16 – Diana Ross made a motion to continue this for additional information. Becky Taylor seconded the motion and the motion carried unanimously.

Case 17 (continued from June Meeting) – Diana Ross made a motion to continue the case for more information; the information will determine whether this is a first or second sanitation violation. Becky Taylor seconded the motion and the motion carried unanimously.

Case 18 (continued from June Meeting) – Diana Ross made a motion to issue an Agreed Order with fines of \$250 to the owner/manager for a first offense of an unlicensed person working in the salon.

### **Adjournment**

Becky Taylor made a motion to adjourn the meeting at 10:30 a.m. Diana Ross seconded the motion and the motion carried unanimously.